

105TH CONGRESS  
1ST SESSION

# H. R. 1006

To amend title 5, United States Code, to provide veterans' preference status to certain individuals who served on active duty in the armed forces in connection with Operation Desert Shield or Operation Desert Storm, and for other purposes.

---

## IN THE HOUSE OF REPRESENTATIVES

MARCH 11, 1997

Mr. FOX of Pennsylvania (for himself and Mr. McHALE) introduced the following bill; which was referred to the Committee on Government Reform and Oversight

---

## A BILL

To amend title 5, United States Code, to provide veterans' preference status to certain individuals who served on active duty in the armed forces in connection with Operation Desert Shield or Operation Desert Storm, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*  
3       That (a) section 2108 of title 5, United States Code, is  
4       amended—  
5               (1) in paragraph (1)—  
6               (A) in subparagraph (A) by striking “or”  
7               at the end;

---

1 (B) in subparagraph (B)—

2 (i) by striking “the date of enactment  
3 of the Veterans’ Education and Employ-  
4 ment Assistance Act of 1976,” and insert-  
5 ing “October 15, 1976,”; and

6 (ii) by adding “or” after the semi-  
7 colon; and

8 (C) by inserting after subparagraph (B)  
9 the following:

10 “(C) served on active duty as defined by  
11 section 101(21) of title 38 in the armed forces  
12 in connection with Operation Desert Shield or  
13 Operation Desert Storm, whether or not in the  
14 Persian Gulf theater of operations;”;

15 (2) in paragraph (3)(B) by inserting “or (C)”  
16 after “paragraph (1)(B)”; and

17 (3) by adding at the end the following:

18 “A benefit afforded under this title by reason of an indi-  
19 vidual’s meeting the definition of ‘preference eligible’  
20 under paragraph (3) shall be subject to the minimum ac-  
21 tive-duty service requirement under section 5303A(d) of  
22 title 38, if applicable.”.

23 (b) Section 3309(2) of title 5, United States Code,  
24 is amended by striking “2108(3)(A)” and inserting  
25 “2108(3)(A)–(B)”.

- 1       (c) Subparagraph (B) of section 2108(1) of title 5,
- 2 United States Code, is amended by striking “511(d)” and
- 3 inserting “12103(d)”.

